

# **CITY UTILITIES COMMITTEE**

## **MINUTES**

**JULY 31, 2012**

**9:30 A.M.**

The regularly scheduled meeting of the City Utilities Committee held on **Tuesday, July 31, 2012 at 9:47 a.m., in Committee Room #2.** The following members were present:

**The Honorable Natalyn M. Archibong, Chair**  
**The Honorable Aaron Watson, Vice Chair**  
**The Honorable Yolanda Adrean**  
**The Honorable H. Lamar Willis**

The following members were absent:

**The Honorable C. T. Martin**  
**The Honorable Carla Smith**

Others present at the meeting were: Michael Patrick McShane, Renee Sheperd, Stephanie Grant, Marc Goncher and Roger Bhandari, Law Department; Commissioner Jo Ann J. Macrina, Deputy Commissioners Eric Glover, Quinn Jackson, Frank Stephens and M. Theresa Stewart, Department of Watershed Management; Commissioner Richard Mendoza, Deputy Commissioner Dexter White, Department of Public Works; Commissioner Yvonne Cowser Yancy, Office of Human Resources; Duriya Farooqui, Han Utz; Katrina Taylor. Office of the Mayor; members of the public, press and Council Staff.

Chairperson Archibong called the meeting to order at 9:47 a.m. after declaring a quorum present. She then proceeded with the following order of business.

**A. ADOPTION OF AGENDA - ADOPTED**

**B. APPROVAL OF MINUTES - APPROVED**

**C. 2012 2<sup>nd</sup> QUARTER REVIEW**

1. Department of Public Works
2. Department of Watershed Management

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**D. COMMUNICATIONS**

- 12-C-0981 ( 1) A Communication by Mayor Kasim Reed appointing **Mr. Maynard Eaton** to serve as a member of the People TV Board of Directors on behalf of the City of Atlanta. This appointment is for a term of two (2) years, scheduled to begin on the date of Council confirmation.

**(Councilmember Willis made a motion to approve)**

**FAVORABLE - REFERRED TO COMMITTEE ON COUNCIL**

- 12-C-0982 ( 2) A Communication by Mayor Kasim Reed appointing **Mr. Johnny L. Wilson** to serve as a member of the People TV Board of Directors on behalf of the City of Atlanta. This appointment is for a term of two (2) years, scheduled to begin on the date of Council confirmation.

**(Councilmember Willis made a motion to approve)**

**FAVORABLE - REFERRED TO COMMITTEE ON COUNCIL**

**E. ORDINANCES FOR SECOND READING**

- 12-O-0905 ( 1) An Ordinance by City Utilities Committee authorizing the acceptance of a permanent easement for slope purposes in exchange for the abandonment of the City's interest in a certain permanent easement that no longer serves a public purpose ("easement exchange"); authorizing the Mayor or his designee to execute all appropriate legal documents and instruments for said easement exchange; and for other purposes.

**(Councilmember Willis made a motion to approve)**

**FAVORABLE**

- 12-O-0906 ( 2) An Ordinance by City Utilities Committee authorizing the Mayor or his designee, on behalf of the City of Atlanta to accept donations of real property located in Land Lot 230 of the 17<sup>th</sup> District Fulton County, Georgia, pursuant to the City Code Section 2-1544 (a) of the Procurement and Real Estate Code of the City of Atlanta, to allow for certain improvements in connection with the Bolton LCI Project to be completed in partnership with the Georgia Department of Transportation; and for other purposes.

**(Councilmember Willis made a motion to approve)**

**FAVORABLE**

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**F. RESOLUTIONS**

- 12-R-0993 ( 1)     A Resolution by City Utilities Committee authorizing the Mayor or his designee to enter into an agreement with Thomas Cleaning Service, Inc., d/b/a Turf Care Service, for FC-5825, Annual Grounds Maintenance Contract, on behalf of the Department of Watershed Management, in an amount not to exceed \$360,871.00; all contracted work will be charged to and paid from the listed Fund, Department Organization and Account Numbers; and for other purposes.  
**(Councilmember Watson made a motion to approve)**

**FAVORABLE**

- 12-R-0994 ( 2)     A Resolution by City Utilities Committee authorizing the Mayor to enter into Amendment Agreement No. 1 with Terra Renewal, LLC, for FC-5641, Annual Contract for Dewatering, Hauling and Disposal Services on behalf of the Department of Watershed Management to add Sludge Hauling Services for the City's Water Reclamation Centers in an amount not to exceed \$831,000.00; all contracted work will be charged to and paid from the listed Fund, Department Organization and Account Numbers; and for other purposes.  
**(Councilmember Watson made a motion to approve)**

**FAVORABLE**

- 12-R-0995 ( 3)     An **Amended** Resolution by City Utilities Committee authorizing the Mayor or his designee on behalf of the City of Atlanta, to enter into an Encroachment Agreement for Non-Conforming Uses with the Atlanta Preservation Center, owner of real property located at 327 St. Paul Avenue, SE, Atlanta, Georgia for the purpose or permitting the replacement of two failing retaining walls with new walls to partially extend into the public right-of-way along the north side of Orleans Street for an approximate total of seventy-eight (78) feet; and for other purposes.  
**(Councilmember Watson made a motion to approve as amended)**

**FAVORABLE AS AMENDED**

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**RESOLUTIONS (CONT'D)**

- 12-R-0996 ( 4)     An **Amended** Resolution by City Utilities Committee authorizing the Mayor or his designee on behalf of the City of Atlanta, to enter into an Encroachment Agreement for Non-Conforming Uses with Atlanta Underground, LLC, owner of real property located at 54 Peachtree Street, SW, Atlanta, Georgia for the purpose or permitting an overhead canopy, a blade sign and a sign cabinet along the east side of Peachtree Street and south side of Alabama Street; and for other purposes.  
**(Councilmember Watson made a motion to approve as amended)**

**FAVORABLE AS AMENDED**

- 12-R-0997 ( 5)     A Resolution by City Utilities Committee authorizing Renewal No. 1 with MWH/Khafra, JV for FC-4343, Program Management Services, on behalf for the Department of Watershed Management and to appropriate an amount not exceed \$7,000,000.00 for the term of Renewal No. 1; all contracted work will be charged to and paid from the listed Fund, Department Organization, Account Number and PTAE0 Number; and for other purposes.  
**(Councilmember Archibong made a motion to hold at the request of the Department)**

**HELD**

- 12-R-1008 ( 6)     A Resolution by Councilmembers Keisha Lance Bottoms, Joyce M. Sheperd, Natalyn Archibong, Felicia A. Moore, Yolanda Adrean, C. T. Martin, Michael J. Bond, H. Lamar Willis, Alex Wan, Howard Shook Ivory L. Young, Jr. and Aaron Watson **as amended by City Utilities Committee** authorizing the creation of a commission to study and propose and appropriate honor befitting Dr. Gerald L. Durley in the City of Atlanta; and for other purposes.  
**(Councilmember Watson made a motion to approve as amended)**

**FAVORABLE AS AMENDED**

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**G. PAPERS HELD IN COMMITTEE**

- 10-O-1058 ( 1)     An **Amended** Ordinance by City Utilities Committee to amend Chapter 154 (Utilities), Article III (Water), Division I (Generally) of the City of Atlanta, Code of Ordinances. for the Department of Watershed Management Bureau of Drinking Water to adjust Meter Hydrant Service and Installation Fees; and for other purposes. **(Amended and held 7/13/10) (Public Hearing held 9/21/10)**
- 10-O-1059 ( 2)     A **Substitute** Ordinance by City Utilities Committee to amend Section 173 (Charges for Sewers laid by Developer for Use of Development), Division 2 (Assessments), Chapter 154 (Utilities), Article IV (Sewer Construction and Assessments), of the City of Atlanta Code of Ordinances to increase certain fees and impose new fees for Pipe and Structural Inspection, Erosion Control and Construction Inspection, Site Plan Review, and other services; to create a new Section 318 (Application Fees), Article VII (Riparian Buffer Requirements) Chapter 74 (Environment), to impose a new fee for plan review related to Riparian Buffer authorized Encroachment Applications; to create a new Section 521 (Fees), Article X (Post Development Stormwater Management) Chapter 74 (Environment) to impose a new fee for Plan Review related to Post Development Stormwater Management; to create a new Section 208 (Fees), Article VI (Flood Area Regulations) Chapter 74 (Environment) to impose a new fee for plan review related to Flood Plain Management; to create a new Section 406 (Fees), Article VIII (Wetland Protection Regulations) Chapter 74 (Environment) to impose a new fee for plan review related to Wetlands Protection; and for other purposes. **(Held 6/29/10 for a Public Hearing) (Substituted and held 9/14/10) (Public Hearing held 9/21/10)**

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**PAPERS HELD IN COMMITTEE (CONT'D)**

- 10-O-1688 ( 3)     An Ordinance by Councilmembers Ivory L. Young, Jr. and Michael J. Bond, authorizing the Mayor or his designee to abandon the portion of James P. Brawley Drive, SW located between Beckwith and Martin Luther King, Jr. Drive, SW on the east and located between Mitchell Street, SW and Beckwith Street, SW on the west and being more specifically described in Exhibit "A" and more completely described in Exhibit "B" lying and being in Land Lot 109 of the 14<sup>th</sup> District, Fulton County, Georgia; to abandon the portion of Mitchell Street, SW between James P. Brawley Drive, SW and Paschal Boulevard, SW as marked on Exhibit "A" and more completely described in Exhibit "C"; to abandon Student Nonviolent Coordinating Committee ("SNCC") Way, SW between 399.76' south of Mitchell Street, SW and Beckwith Street, SW on the west side and between Mitchell Street, SW and Beckwith Street, SW on the west side as marked on Exhibit "A" and more completely described in Exhibit "D"; and for other purposes. **(To be advertised for a Public Hearing) (Held 9/14/10 for further discussions and a Public Hearing)**
- 11-O-0080 ( 4)     An Ordinance by Councilmember Kwanza Hall authorizing the Mayor or his designee to impose a Moratorium on street name changes for six (6) months; and for other purposes. **(Held 1/14/11 at the request of the author)**
- 11-R-0088 ( 5)     A Resolution by Councilmembers Michael J. Bond, H. Lamar Willis, Aaron Watson, Ivory L. Young, Jr. and Cleta Winslow authorizing the Mayor or his designee to enter into an agreement between the City of Atlanta and the Urban Villa Neighborhood Association allowing the installation of a neighborhood sign within a certain right-of-way; and for other purposes. **(Held 1/14/11 for further review)**
- 11-O-0108 ( 6)     An Ordinance by Councilmember Michael J. Bond to designate the intersection of Atlanta Student Boulevard, SW and Walnut Street, SW, Flipper Temple AME Square; and for other purposes. **(To be advertised for a Public Hearing) (Held 2/1/11 for further discussion)**

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**PAPERS HELD IN COMMITTEE (CONT'D)**

- 12-O-0357 ( 7)     An Ordinance by Councilmembers Joyce M. Sheperd and Felicia A. Moore to repeal Ordinances 02-O-0342, adopted by the Atlanta City Council on March 18, 2002 and approved on March 26, 2002, pertaining to the establishment of procedures for enforcing standards for collecting, handling, storing and disposing of scrap tires in the City of Atlanta, to introduce a revised scrap tires procedures and requirements ordinance, to be inserted into the City Code at Chapter 130 (Solid Waste Management), at Article II and Title "Scrap Tire Enforcement" beginning at currently Reserved Code Section 130-13 through 130-19; and for other purposes. **(Held 3/13/12 for further discussion)**
- 12-R-0376 ( 8)     A Resolution by City Utilities Committee authorizing the initiation of the process of renaming that portion of Greenbriar Parkway between Barge Road to the west and the intersection of Greenbriar Parkway and Continental Colony Parkway to the east to Tyler Perry Way by and through actions of the Commissioner of Department of Public Works or his designee; and for other purposes. **(Held 3/13/12 for further review)**
- 12-O-0563 ( 9)     An Ordinance by City Utilities Committee to amend Article V of Chapter 154 of the Atlanta City Code entitled "Sewerage Disposal" (§154-196 et seq.); to address findings of a Pretreatment Compliance Audit conducted by the United States Environmental Protection Agency; and for other purposes. **(Held 5/15/12 for further review)**
- 12-R-0965 (10)     A Resolution by Councilmember Natalyn M. Archibong authorizing payment of stipulated penalties imposed by the Environmental Protection Agency (EPA) and the Environmental Protection Division of the Department of Natural Resources of the State of Georgia (EPD) in the amount of \$\_\_\_\_\_ as stipulated penalties for the violation of CSO Fecal Coliform Operational Standards \_\_\_\_\_ pursuant to the CSO Consent Decree, Civil Action File No. 1:95-CV-2550-TWT; to identify the source of funding; and for other purposes. **(Held 7/10/12)**

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**H. REQUESTED ITEMS**

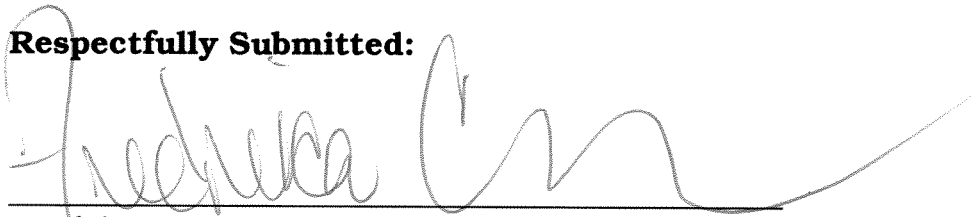
1. Councilmember Adrean requested metrics be developed to show compliance with safety procedures. (i.e. # of incidents, % of time in compliance) - Watershed
2. Councilmember Archibong made a request to start a Sidewalk Subcommittee and report back to the committee next meeting. (Councilmembers Archibong and Smith will co-chair the committee, Sally Flock, Brother Anthoney Muhammad and Ron Shakur volunteered.)
3. Councilmember Archibong requested that the staff schedule visits to all of the Department of Watershed facilities.
4. Councilmember Adrean requested a list of the infrastructure in need of repair and a 5 Year Financial Plan from the Department of Watershed Management.
5. Councilmember Adrean requested a report on the Small Meter Audit. (findings, recommendations, cost, implementation phase, etc.)
6. Councilmember Adrean requested a report on how much the citizens of Atlanta is spending on Gas Tax.
7. Next meeting a Report on the reorganization in the Department of Watershed Management
8. A report on the Safety Program in the Department of Watershed Management
  - a. What the City has paid so far
  - b. How many cameras has been purchased
  - c. A report on the City Atlanta purchase investment for the past five (5) years
  - d. What are the present and further plans?
9. Councilmember Adrean request a detail report on the MOST projects
  - a. A detail project list
  - b. The percentage used for Consent work.



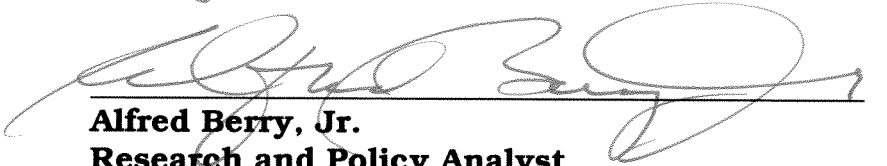
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**There being no further business to come before the Committee, the meeting adjourned at 12:35 p.m.**

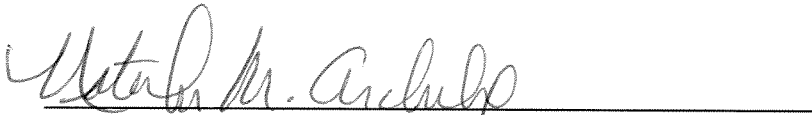
**Respectfully Submitted:**



**Fredrieca Cooper**  
**Legislative Assistant**



**Alfred Berry, Jr.**  
**Research and Policy Analyst**



**The Honorable Natalyn M. Archibong, Chair**  
**City Utilities Committee**